

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

LONDON-SIRE RECORDS INC., a Delaware corporation; ATLANTIC RECORDING CORPORATION, a Delaware corporation; BMG MUSIC, a New York general partnership; ELEKTRA ENTERTAINMENT GROUP INC., a Delaware corporation; INTERSCOPE RECORDS, a California general partnership; UMG RECORDINGS, INC., a Delaware corporation; SONY BMG MUSIC ENTERTAINMENT, a Delaware general partnership; ARISTA RECORDS LLC, a Delaware limited liability company; CAPITOL RECORDS, INC., a Delaware corporation; VIRGIN RECORDS AMERICA, INC., a California corporation; and WARNER BROS. RECORDS INC., a Delaware corporation,

Plaintiffs,

v.

DOES 1-4,

Defendants.

CIVIL ACTION 04-12434 NG
LEAD DOCKET NUMBER

NOTICE OF DISMISSAL WITHOUT PREJUDICE OF DEFENDANTS DOE NO. 1, DOE NO. 3, AND DOE NO. 4 IN THE MATTER FORMERLY KNOWN AS *LONDON-SIRE RECORDS INC. V. DOES 1-4*, U.S. DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS, NO. 04-CV-12434

Pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure, Plaintiffs hereby give notice of the dismissal without prejudice in the matter known prior to the Court's April 20, 2005 consolidation order as London-Sire Records Inc. v. Does 1-4, U.S. District Court for the District of Massachusetts, No. 04-CV-12434, with regard to the following defendants:

- Defendant Doe 1, who is associated in the Complaint with the following IP address: 128.119.12.54 2004-10-01 11:26:31;
- Defendant Doe 3, who is associated in the Complaint with the following IP address: 128.119.19.117 2004-11-05 14:43:49; and

- Defendant Doe 4, who is associated in the Complaint with the following IP address: 128.119.72.50 2004-10-26 22:15:56.

This notice of dismissal shall have no effect on claims asserted against any other defendants in this matter.

LONDON-SIRE RECORDS INC.; ATLANTIC RECORDING CORPORATION; BMG MUSIC; ELEKTRA ENTERTAINMENT GROUP INC; INTERSCOPE RECORDS; UMG RECORDINGS, INC.; SONY BMG MUSIC ENTERTAINMENT; ARISTA RECORDS LLC; CAPITOL RECORDS, INC; VIRGIN RECORDS AMERICA, INC; and WARNER BROS. RECORDS INC.,

By their attorneys,

/s/ Jocelyn L. Heyman

Colin J. Zick (BBO No. 556538)

Gabriel M. Helmer (BBO No. 652640)

Jocelyn L. Heyman (BBO No. 660240)

FOLEY HOAG LLP

155 Seaport Boulevard

Boston, MA 02210-2600

Phone: (617) 832-1000

Fax: (617) 832-7000

Of Counsel:

Yvette Molinaro

MITCHELL SILBERBERG & KNUPP

LLP

11377 W. Olympic Blvd.

Los Angeles, CA 90064-1683

Phone: (310) 312-2000

Fax: (310) 312-3100

Stacey E. Deere

SHOOK HARDY & BACON LLP

2555 Grand Blvd.

Kansas City, Missouri 64108

Phone: (816) 474-6550

Fax: (816) 421-5547